

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

STEPHEN DWAYNE LESTER,

Plaintiff,

v.

SCOTT NEU, et al.,

Defendants.

Case No. [13-cv-01120-JD](#)

**ORDER VACATING HEARING FOR  
MOTION TO DISMISS**

Pursuant to Civil Local Rule 7-1(b), the Court finds that defendant's motion to dismiss, which has been noticed for hearing on 6/24/15, is appropriate for decision without oral argument. Accordingly, the hearing date is vacated. The motion will be taken under submission and decided on the papers. Plaintiff, a detainee who has been released from custody, must still file an opposition to the motion.

**IT IS SO ORDERED.**

Dated: May 28, 2015

  
\_\_\_\_\_  
JAMES DONATO  
United States District Judge

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Plaintiff,  
v.  
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**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on May 28, 2015, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Stephen Dwayne Lester ID: 4907982  
P.O. Box 883922  
San Francisco, CA 94188

Dated: May 28, 2015

Richard W. Wieking  
Clerk, United States District Court

By: Lisa R. Clark  
LISA R. CLARK, Deputy Clerk to the  
Honorable JAMES DONATO